

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 8<sup>th</sup> day of September, two thousand and eleven,

Lucyna Foremska, Tadeusz Foremska, Richard Racioppi,  
Alex Anthony Sanchez, Rafael Valdez, Manuel Checo, Dorota  
Markut, Roman Markut, Jose Bello, Bozena Kurkowski,  
Janus Kurkowski, Ludmila Khomik, Voldymyr Khomik,  
Gustavo Iturralde, Monica Arce, Miguel Zanabria, Ryszard  
Krysiuk, Viasta Krysiuk, Columbina Estrella, Leonardo  
Estrella, Marco Fernandez,

Plaintiffs - Appellees,

v.

AMEC Construction Management, Inc., Tully Construction  
Co., Inc., City of New York, Bovis Lend Lease LMB, Inc.,  
Plaza Construction Corp., Turner Construction Company,  
Tully Construction Co., Inc., PT&L Contracting Corporation,  
Robert L. Gerosa, Inc., Robert Silman Associates, P.C.,  
Safeway Environmental Corporation, Semcor Equipment &  
Manufacturing Corporation, Silverite Contracting  
Corporation, Fleet Trucking, Inc, A. Russo Wrecking, Inc.,  
AMEC Earth & Environmental, Inc., Atlantic-Heydt  
Corporation, Berkel & Company Contractors, Inc., Big Apple  
Wrecking & Construction Corporation, Board of Education of  
the City of New York, Breeze Carting, Inc., Breeze National,  
Inc., Brer-Four Transportation, Buro Happold Consulting  
Engineers, PC, C.B. Contracting Corporation, Canron  
Construction Corporation, Component Assembly Systems,  
Inc., Cord Contracting Co., Inc., Dakota Demo-Tech,  
Diamond Point Excavating Corporation, Diversified Carting,  
Inc., DMT Enterprise, Inc., E.J. Davies, Inc., Eagle One  
Roofing Contractors, Inc., En-Tech Corporation, Evergreen  
Recycling of Corona, Ewell W. Finley, P.C., Executive  
Medical Services, P.C., Francis A. Lee Company, FTI  
Trucking Corporation, Gilsanz Murray Steficek, LLP,

**ORDER**

Docket Number: 11-411

**USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: September 8, 2011**

Goldstein Associates Consulting Engineers PC, Hallen  
 Welding Service, Inc., HP Environmental, Inc., Hudson  
 Meridian Construction Group LLC, J.P. Equipment & Rental  
 Materials, L.L.C., La Strada General Contracting  
 Corporation, Laquila Construction, Inc., Leslie E. Robertson  
 Associates, R.L.L.P., Liberty Mutual Insurance Company,  
 Lockwood Kessler & Bartlett, Inc., Lucius Pitkin, Inc., LZA  
 Technology - a division of Thornton Tomasetti Manafort  
 Brothers Incorporated, Yonkers Contracting Company, Inc.,  
 Yannuzzi & Sons, Inc., WSP Cantor Seinuk, Mazzocchi  
 Wrecking, Inc., Wolkow Braker Roofing Corporation,  
 Moretrench American Corporation, MRA Engineering P.C.,  
 Royal GM Inc., Weidlinger Associates P.C., Weeks Marine,  
 Inc., SAB Trucking, Inc., Mueser Rutledge Consulting  
 Engineers, Nacirema Industries Inc., New York City  
 Department of Education, New York City School  
 Construction Authority, New York Crane & Equipment  
 Corporation, Vollmer Associates LLP, Turner/Plaza, A Joint  
 Venture, Tucci Equipment Rental Corporation, Total Safety  
 Consulting, LLC, Thornton Tomasetti, Inc., Rodar  
 Enterprises, Inc., City University of New York, Nicholson  
 Construction Company, Peter Scalmandre and Sons, Inc,  
 Pinnacle Environmental Corporation, Pro Safety Services Inc.,  
 Skidmore Owings and Merrill, L.L.P., Skanska Koch, Inc.,  
 Simpson Gumpertz & Heger, Inc., Manafort Brothers  
 Incorporated,

Defendants - Appellants.

The parties in the above-referenced case have filed a stipulation withdrawing this appeal pursuant to Local Rule 42.1. Each party has submitted a separate electronically signed counterpart reflecting the negotiated terms of the stipulation.

The stipulations are hereby "So Ordered".

For The Court:

Catherine O'Hagan Wolfe,  
 Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

 

 